

1901-008 Chancery Causes: Lizzie Baylor vs. Harry Baylor
Lee Co.

Beatty

CA - Divorce
T - Vices

To the Honorable H.A.W.Skeen, Judge of the Circuit Court
for Lee County, Virginia:

Humbly complaining your Oratrix, Lizzie Paylor, will respectfully show to your Honor that heretofore, to-wit, on the ____ day of ____ 1900, she was united in the bonds of matrimony with one Harry Paylor, a citizen of Lee County Virginia; that she and her said husband lived together as husband and wife in said County of Lee for the short period of about two weeks when her said husband abandoned her and went west where he remained until about the first of June of the present year when he returned to Lee County, but has refused all the time to live with your Oratrix, to recognize or treat her as his wife or in any way to contribute to her support and maintainance.

Your Oratrix will now show your honor that the said Harry Paylor is a citizen of Lee County, where he was born and reared, and where he has always resided and where he now resides and has for the last year resided, and that she and her said husband last cohabited in Lee County Virginia.

Your Oratrix will now show your Honor that she has always been since her intermarriage with the said Harry Paylor a true, loving and obedient wife to him; that during the time she lived with him, she fulfilled to the very utmost of her ability all the duties and obligations of a wife, but that her said husband was unkind, ill-natured, abusive and untrue to her; that he has since said intermarriage been guilty of various acts of adultery with various persons; that he has visited in the town of Middlesboro, and at various other places, houses of ill-fame, where he has gone for the purpose of prostitution and lewdness frequently staying at said houses two or three days and nights at a time, all the time engaging in lewd and lascivious practices with the female inmates of said houses.

Your Oratrix will now show your Honor that she is poor, having no means of her own and that since her said husband abandoned her she has been compelled to support and maintain herself by hiring out as a cook and engaging in other menial employment, and while this is true as to her condition, she will now show your Honor that her said

husband is in affluent circumstances; that her said husband has property in his own right worth as she is informed at the least Eight Thousand Dollars (\$8,000.00), and she is advised that it is the duty of her said husband to support and maintain her. Her said husband's property consists, as she is informed, of personal property, worth at least Five Thousand Dollars (\$5,000.00), and real estate worth at the least Three Thousand Dollars (\$3,000.00).

Now the object of this Bill is to have the bonds of matrimony now existing between your Oratrix and the said Harry Baylor dissolved, and to have alimony decreed to her from her said husband sufficient for a reasonable support and maintenance suited to her condition in life and his ability to grant and that he be compelled to pay reasonable counsel fees to enable her to maintain and prosecute this suit; and being without adequate remedy at law, she prays your Honor's Court of Chancery to take cognizance of her cause, and to this end she makes the said Harry Baylor the party defendant to this Bill and that her be required to answer the same but he need not do so under oath as that is waived, and that upon a final hearing a decree be pronounced dissolving the bonds of matrimony now existing between your Oratrix and the said Harry Baylor, that he be decreed to pay her reasonable alimony for her support and maintenance and a reasonable sum for attorney's fees and to enable her to maintain and prosecute this suit. And as in duty bound she will ever pray &c. May Spa issue &c.

Geo. P. Cridlin p.q.

Plaintiffs Costs ^{received}

Clerk 4.79

Tax 1.50

Shff 50

atty. 15.00

Comm. in Chy 75

Co. Clerk 25

\$22.79

+ Clerk 68

\$23.47

Lizze Baylor

vs. { Bill Du Chy.

Harry Baylor.

1901. October Rules Bill
filed Spa & sealed &
Decree Nisi

" 2nd October Rules D
It confirmed & Cause
set for hearing

November Term 1901
Decree final See
Chy Order Book No 7
Page 11

1900 to 10

B-

Lizzie Baylor -----Plaintiff

Vs.

In Chancery.

Harry Baylor -----Defendant

This cause came on this day to be heard upon the bill of the plaintiff, the deposition of witnesses and was argued by counsel.

And it appearing to the Court that process had been duly served upon the defendant for more than fifteen days before the first day of this term of the Court and that he has failed to answer, plead or demur, the bill is taken for confessed against him.

And it appearing to the Court from the evidence that the defendant abandoned his wife shortly after they married and that since said marriage he has been guilty of flagrant acts of adultery and lewdness, it is adjudged, ordered, and decreed that the bonds of matrimony heretofore existing between the plaintiff, Lizzie Baylor, and the defendant Harry Baylor, are hereby dissolved.

And the Court being further of opinion from the evidence that the plaintiff is entitled to alimony and that the defendant has estate of considerable magnitude from which the same may be paid, and the said plaintiff being willing to accept a gross sum instead of a monthly or yearly allowance, it is therefore adjudged, ordered and decreed that the plaintiff recover of the defendant the sum of One Thousand Dollars (\$1000.00) as and for her alimony, support and maintainance, which said sum when paid shall be in full and complete discharge of the said defendant from any liability to the said plaintiff by reason of anything growing out of the marital relations heretofore existing between them.

And it is further adjudged, ordered and decreed that the plaintiff recover of the defendant the costs about the prosecution of this case expended; and execution is awarded her for said sum of One Thousand Dollars (\$1000.00) and said costs.

And this cause is stricken from the docket.

Lizzie Paylor.
vs. { Final Decree
Harry Paylor

Entered on Chy. O.B.
Nov 7 Page 117/2

Enter this Decree
Nov. 8, 1901.
T. A. W. Sherr

The deposition of T.E.Beaty taken at the law office of C.T. Duncan, in the town of Jonesville, Va., on the 7th day of November, 1901, pursuant to ^{notice} ~~agreementxxxparties~~, before me H.L.Woodward, commissioner in chancery for the Circuit Court of Lee County, which deposition is intended to be read as evidence in behalf of the plaintiff in a certain suit in equity now pending in the Circuit Court of Lee County in which Lizzie Baylor is plaintiff and Harry Baylor is defendant.

Present Geo.P.Cridlin attorney for plaintiff, and C.T.Duncan attorney for defendant.

Q.1.-- Please state your age, residence and occupation.

A.-- I am 28 years old, reside near Rose Hill Lee County Virginia, and am a farmer.

Q.2. Are you acquainted with the plaintiff and the defendant in this case, that is Harry and Lizzie Baylor?

A.-- I am.

Q.3.-- How long did the plaintiff and the defendant live together after they were married?

A.-- About two weeks.

Q.4.-- State if you know ^{where} ~~xxx~~ the said defendant Harry Baylor went to after abandoning his wife?

A.-- He went west to Colorado where he staid most of the time. He returned from Colorado some time in September, 1901, but the exact date when he returned I do not remember.

Q.5.-- Since the said Harry Baylor abandoned his wife, please state anything you may know about his visiting houses of ill-fame and state where this was and any acts of lewdness that you may know of his committing.

A.-- I know that he visited houses of ill-fame in the town of Middlesboro, Kentucky. I have seen him in those kind of houses and the only thing I can say as to acts of adultery or lewdness is that I saw him in one of these houses in the bed with one of the inmates of said house ^{female}. He staid all night at said house on the occasion to which I refer and

as I suppose, bedded or slept with said woman all night. I took him away from said house some time the next day. This was a little while after the said Baylor returned from the west.

Q.6.-- Do you know of any other acts of lewdness or adultery committed by the said Baylor?

A.-- I do not of my own knowledge, but I know that he frequently visited the town of Middlesboro, sometimes remaining until his parents sent for him, and I have heard it stated that he was engaged in lewd practices, though I know nothing of my own knowledge, except the facts stated above.

Q.7.-- State if you know the amount of property that is owned by the said Harry Baylor?

A.-- I do not know with any certainty. He has no property except such as descended to him from his father Chas. E. Baylor, who lately died in this County. Mr. Baylor at the time of his death owned a farm, which I would estimate to be worth about \$20,000. He left a widow who is entitled to dower in it and five children to whom said land descended. Mr. Baylor also had some considerable personal estate and I have heard it stated that there would be about \$5,000. of personal estate for each heir after the payment of debts and after the widow got her portion. This is the best statement I can make of what will come into Harry Baylor's hands.

Ex And further this deponent saith not.

T. E. Beaty

Virginia, Lee County, to-wit:

I, H. L. Woodward, a commissioner in chancery for the Circuit Court of Lee County, Virginia, do certify the the foregoing deposition of T. E. Beaty was taken, sworn to and subscribed ~~and~~ before me at the time, place and for the purpose in the caption mentioned.

Given under my hand this the 7th day of November, 1901.

H. L. Woodward
Commissioner in Chancery.

Lizzie Baylor
vs. Depositions

Harry Baylor

Wit.

T. E. Beaty

Filed Nov 7th 1901

A. B. Munsey Clerk

St. L. Woodward Court
fee for taking these
depos 1 hr. \$0.75

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

Harry Baylor

to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held for the said court, on the *1st* Monday in *October* 1901, to answer a bill in

chancery exhibited against

him

in our said court by

Lizzie

Baylor -

And have then there this writ. Witness, A. B. Munsey, Clerk of our said Court, at the court-house,

the

1st

day of

October

1901, and in the 12^{*6th*} year of the Common-

wealth.

A copy, Teste:

Clerk.

Clerk.

Lizzie Baylor
vs. } SUBPOENA
IN CHANCERY.

Harry Baylor

Geo. P. Cradock p. q.

To 7th October Rules.

Circuit Court.

Oct 5-1907

Executed by delivering
copy of the within to

Harry Baylor

J. R. McDonald D. S. for W. J. mileham

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